

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
FAYETTEVILLE DIVISION**

BRET A. BIELEMA

PLAINTIFF

v.

THE RAZORBACK FOUNDATION, INC.

DEFENDANT

5:20-cv-05104-PKH

THE RAZORBACK FOUNDATION, INC.

COUNTER-PLAINTIFF

v.

BRET A. BIELEMA and

NEIL CORNRICH

COUNTER-DEFENDANTS

**STIPULATION OF VOLUNTARY DISMISSAL OF
COUNTS II AND III OF PLAINTIFF'S AMENDED COUNTERCLAIM**

On July 7, 2020, Plaintiff Bret Bielema (“Bielema”) filed an Amended Counterclaim, which included a cause of action for breach of the non-disparagement clause in the Final Buyout Agreement (Count II) and a cause of action for false light invasion of privacy (Count III). In bringing these causes of action, Bielema alleged that The Razorback Foundation, Inc. had engaged in a course of conduct that disparaged him and “hindered his ability to be hired as a DI head coach.” *Amended Counterclaim*, ¶ 153. In both Counts II and III of the Amended Counterclaim, Bielema sought consequential and incidental damages, including loss of earning potential. *Id.* at ¶ 148.

On December 19, 2020, the University of Illinois (“Illinois”) announced that it had selected Bielema as its new head football coach. On January 21, 2021, the Illinois Board of Trustees approved Bielema’s six-year employment contract, which includes a \$4.2 million annual salary in the first year with annual salary increases of \$100,000. In light of this development, Bielema wishes to dismiss Counts II and III of his Amended Complaint.

WHEREFORE, pursuant to Fed. R. Civ. P. 41(1)(A)(ii), the undersigned parties have stipulated to the voluntary dismissal of Counts II and III of Bielema’s Amended Complaint.

***Stipulated by Counsel for
Plaintiff/Counter-Defendant Bret Bielema***

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